THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.20664 of 2005

Dated:21.07.2006

Between:

V.Laxma Reddy.

…Petitioner

and

The District Collector, Kurnool Dist., and others.

…Respondents

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.20664 of 2005

ORDER:

The petitioner statedly purchased the land admeasuring Ac.1.89 cents in Survey No.479-H situated at Dhone Village and Mandal, Kurnool District, in an auction conducted by the Official Receiver in pursuant to the orders passed by the Court of the Subordinate Judge, Kurnool, in Insolvency Petition No.17 of 1974, dated 31.07.1976. He is allegedly in possession of the property. The third respondent herein issued proceedings bearing Rc.No.534/2005, dated 14.08.2005, directing the delivery of possession to the Government with immediate effect. Assailing the said order, the present Writ Petition is filed raising various grounds, *inter alia,* that no notice was issued and a copy of the impugned order was not communicated to the petitioner.

Learned Counsel for the petitioner brought to the notice of this Court that in a batch of three cases, being W.P.Nos.18630, 18990 and 19378 of 2005, this Court disposed of the matters in which the same impugned order is challenged. The matters were disposed of giving liberty to the petitioners therein to file appeals before the Revenue Divisional Officer, Kurnool. Learned Assistant Government Pleader also brought to the notice of this Court that against the order in W.P.No.19378 of 2005, the District Collector, the Revenue Divisional Officer and the Mandal Revenue Officer filed W.A.No.696 of 2006, and the Division Bench dismissed the same on 22.06.2006.

Therefore, following the order in W.P.No.19378 of 2005, dated 12.04.2006, which is confirmed in W.A.No.696 of 2006, this Writ Petition is also disposed of giving liberty to the petitioner to prefer an appeal before the second respondent within a period of two weeks from the date of receipt of a copy of this order. As and when such appeal is filed, the second respondent shall entertain the same and pass appropriate orders within a period of six weeks thereafter, after following due process of law. Till then, there shall be *status quo* as on today. No costs.

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(V.V.S.RAO, J)

21.07.2006
vs